Af 1616

Docket No. JBP-571

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Benjamin Wiegand, et. al.

Serial No. : 10/017,180

Art Unit: 1616

Filed

: December 7, 2001

Examiner: Konata M. George

For

: METHOD FOR REDUCING ACNE OR IMPROVING SKIN TONE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 16, 2004
(Date of Deposit)

Erin M. Harriman
(Name of applicant, assignee, pr Registered Representative)

August 16, 2004

(Date of Signature)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This copy is supplemental to the Information Disclosure Statement mailed on June 4, 2002, January 22, 2004.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this

information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

: -: 773

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information
Disclosure Statement is being filed either within three months
of the filing date of the above-identified national application
(other than a continued prosecution application under
§1.53(d)), within three months of the date of entry into the
national stage of the above identified application as set forth
in §1.491, or before the mailing date of a first Office Action
on the merits of the above-identified application, or before
the mailing date of a first Office Action after the filing of a
request for continued examination under §1.114, no additional
fee is required.
☐ In accordance with §1.129(a), this Information
Disclosure Statement is being filed in connection with [] the
first or second After Final Submission, therefore:
<pre>Statement in Accordance with §1.97(e)</pre>
(attached); or
☐ Please charge Deposit Account No. 10-
0750/ / the fee of $$180.00$ as set forth
in §1.17(p).
In accordance with §1.97(c), this Information
Disclosure Statement is being filed after the period set forth
in §1.97(b) above but before the mailing date of either a Final
Action under §1.113 or a Notice of Allowance under §1.311, or

an action that otherwise closes prosecution and that it is

accompanied by one of:

	Statement in Accordance with §1.97(e)
	(attached); or
	Please charge Deposit Account No. 10-
	0750/ / the fee of $$180.00$ as set forth
	in §1.17(p).
⊠ I	n accordance with §1.97(d), this Information
	Statement is being filed after the mailing date of
either a Fi	nal Action under §1.113 or a Notice of Allowance
under §1.3	11 but before the payment of the Issue Fee.
Applicant(s) hereby petition(s) for consideration of this
Information	Disclosure Statement. Included are: Statement in
Accordance	with §1.97(e) as set forth below and the fee of
\$180.00 as	set forth in §1.17(p).
_	
	opies of each of the references listed on the
attached Fo	rm PTO-1449 are enclosed herewith.
По	opies of references listed on the attached Form PTC
	closed herewith EXCEPT THAT:
	In view of the voluminous nature of references
	[list as appropriate], and the likelihood that
	these references are available to the Examiner,
	copies are not enclosed herewith.
	If any of the foregoing publications are not
	available to the Examiner, Applicant will
	endeavor to supply copies at the Examiner's
	request.
	opies of only foreign patent documents and non-
patent lite	rature are enclosed in accordance with 37 CFR 1.98
(a)(2). (T	he U.S. patents and each U.S. patent application
publication	listed on the attached Form PTO-1449 are not

enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i).

There are no listed references which are not in the English language.

The relevance of those listed references which are not in the English language is as follows:

Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Copies of the references listed on the search report(s) are included except for those previously cited in an IDS mailed January 22, 2004.

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/JBP-571/EMH. This form is submitted in triplicate.

Respectfully supmitted,

Erin M. Harriman Reg. No. 40,410

Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-3619 DATED: August 16, 2004

Comment of State Africa

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Erin M. Harriman
(Name of applicant, assignee, or Registered Representative)

August 16, 2004

(Date of Signature)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. §1.97(e)

In accordance with 37 C.F.R. §1.97(e), certification is hereby made that:

Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; or

	No item of information contained in the Information
Disclosure	Statement was cited in a communication from a foreign
patent offi	ice in a counterpart foreign application, and, to the
knowledge d	of the undersigned after making reasonable inquiry, no item

of information contained in this Information Disclosure Statement, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Erin M. Harriman Reg. No. 40,410

Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-3619 AUB 18 7004 SUBSTITUTE

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Approved for use through 10/31/2002, OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)
Sheet 1 of 1

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Application Number	10/017,180
Filing Date	December 7, 2001
First Named Inventor	Benjamin Wiegand
Group Art Unit	1616
Exeminer Name	Konata M. George
Attorney Docket Number	JBP-571

		U.S. Patent Document					
Examiner Initials	Cite · No.1	Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passage or relevant figures appea	
		2002/0111529	A1	Atlen Licht	08-15-2002		
							
							
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Signature	Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that Issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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SUBMISSION UNDER MPEP 609 D

Application Number 10/017,180

Filing Date December 7, 2001

First Named Inventor Benjamin Wiegand

Group Art Unit 1616

Examiner Name Konata M. George

Attorney Docket Number JBP-571

Page 1 of 1

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		EPO Search Report for EPO APPL. NO). 0425120 8.	.1 dated May	14, 2004			
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Examiner	Date	
Signature	Considered	